THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :20145 of 2006

DATED:11-06-2007

BETWEEN:

P.Shiva Shankar & 2 others.

..... PETITIONERS

AND

The Commissioner of Police,
Bhasheerbagh,
Hyderabad & 2others.

.....RESPONDENTS

ORDER:

Heard learned counsel appearing for the petitioners as well as the learned Government Pleader for Home appearing for the respondents.

2. Petitioners seek a writ of mandamus declaring the action of the 3rd respondent in calling the petitioners quite often to the police station and insisting them to sit hours together without any reason, threatening them with dire consequences by insisting them to pay alleged due amounts without due process of law, as illegal and arbitrary.

3. It is the case of the petitioners that the 3rd respondent is running unregistered chit fund and finance business and the 3rd petitioner is acting a commission agent. As the 3rd respondent offered 1% commission on the actual chit value for introducing subscribers from time to time, the 3rd petitioner introduced five or six persons to the 3rd respondent and he also joined in some chit group. Whileso, with regard to the said chit transaction police are unnecessarily calling him to the police station and making him to sit hours together without any reason. Hence, the present Writ Petition.

4. Counter has been filed stating that there is no complaint

whatsoever against the petitioners and the police neither called the petitioners and made them to sit in the police station nor harassed them in any manner whatsoever as alleged by the petitioners.

5. In view of the categorical denial of the allegations made in the affidavit, no orders need to be passed in the present Writ Petition.

6. Accordingly, the Writ Petition is dismissed. No order as to costs.

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V.ESWARAIAH,J

11th June, 2007.
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